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## TRANSMITTAL FORM

(to be used for all correspondence after initial filing)

Application Number	10/682,636
Filing Date	October 8, 2003
First Named Inventor	Brockton S. DAVIS
Art Unit	2141
Examiner Name	R. Dharja
Attorney Docket Number	324212003200

Total Number of Pages in This Submission 6 + 3 ref.

### ENCLOSURES (Check all that apply)

- ☐ Fee Transmittal Form
- ☐ Fee Attached
- ☐ Amendment/Reply
- ☐ After Final
- ☐ Affidavits/declaration(s)
- ☐ Extension of Time Request
- ☐ Express Abandonment Request
- ☒ Information Disclosure Statement (Supplemental) – 3 pages
- ☐ Certified Copy of Priority Document(s)
- ☐ Reply to Missing Parts/ Incomplete Application
- ☐ Reply to Missing Parts under 37 CFR 1.52 or 1.53

- ☐ Drawing(s)
- ☐ Licensing-related Papers
- ☐ Petition
- ☐ Petition to Convert to a Provisional Application
- ☐ Power of Attorney, Revocation Change of Correspondence Address
- ☐ Terminal Disclaimer
- ☐ Request for Refund
- ☐ CD, Number of CD(s) \_\_\_\_\_
- ☐ Landscape Table on CD

- ☐ After Allowance Communication to TC
- ☐ Appeal Communication to Board of Appeals and Interferences
- ☐ Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)
- ☐ Proprietary Information
- ☐ Status Letter
- ☒ Other Enclosure(s) (please identify below):
- Form PTO/SB/08a/b + copy – 2 pages
- Three (3) references
- Return Receipt Postcard

Remarks

### SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm Name	MORRISON & FOERSTER LLP (Customer No. 25226)		
Signature			
Printed name	Ernest Ellenberger		
Date	December 1, 2006	Reg. No.	56,529

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Airtail No. EV 456381916 US, on the date shown below in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated: December 1, 2006

Signature: (Lori Sims)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the U.S. Postal Service as Express Mail, Airbill No. EV 456361916 US, on the date shown below in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

Dated December 1, 2006

Signature: 

(Lori Sims)

Patent

Docket No. 324212003200



## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of:  
Brockton S. DAVIS et al.

Serial No.: 10/682,636

Filing Date: October 8, 2003

For: LEARNED UPLOAD TIME ESTIMATE  
MODULE

Examiner: R. Dharia

Group Art Unit: 2141

### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. § 1.97 & 1.98

MS Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, Virginia 22313-1450

Dear Sir:

Pursuant to 37 C.F.R. § 1.97 and § 1.98, Applicants submit for consideration in the above-identified application the documents listed on the attached Form PTO/SB/08a/b. Copies of foreign documents and non-patent literature are submitted herewith. The Examiner is requested to make these documents of record.

This Supplemental Information Disclosure Statement is submitted:

- ☐ With the application; accordingly, no fee or separate requirements are required.
- ☐ Before the mailing of a first Office Action after the filing of a Request for Continued Examination under § 1.114. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.

- ☒ Within three months of the application filing date or before mailing of a first Office Action on the merits; accordingly, no fee or separate requirements are required. However, if applicable, a certification under 37 C.F.R. § 1.97 (e)(1) has been provided.
- ☐ After receipt of a first Office Action on the merits but before mailing of a final Office Action or Notice of Allowance.
- ☐ A fee is required. A check in the amount of \_\_\_ is enclosed.
- ☐ A fee is required. Accordingly, a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.
- ☐ A Certification under 37 C.F.R. § 1.97(e) is provided above; accordingly, no fee is believed to be due.
- ☐ After mailing of a final Office Action or Notice of Allowance, but before payment of the issue fee.
- ☐ A Certification under 37 C.F.R. § 1.97(e) is provided above and a check in the amount of \_\_\_ is enclosed.
- ☐ A Certification under 37 C.F.R. § 1.97(e) is provided above and a Fee Transmittal form (PTO/SB/17) is attached to this submission in duplicate.)

Applicants would appreciate the Examiner initialing and returning the Form PTO/SB/08a/b, indicating that the information has been considered and made of record herein.


The information contained in this Supplemental Information Disclosure Statement under 37 C.F.R. § 1.97 and § 1.98 is not to be construed as a representation that: (i) a complete search has been made; (ii) additional information material to the examination of this application does not exist; (iii) the information, protocols, results and the like reported by third parties are accurate or enabling; or (iv) the above information constitutes prior art to the subject invention.

In the unlikely event that the transmittal form is separated from this document and the Patent and Trademark Office determines that an extension and/or other relief (such as payment of a fee under 37 C.F.R. § 1.17 (p)) is required, Applicants petition for any required relief including extensions of time and authorize the Commissioner to charge the cost of such petition and/or other

fees due in connection with the filing of this document to **Deposit Account No. 03-1952**  
referencing 324212003200.

Dated: December 1, 2006

Respectfully submitted,

By   
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Registration No.: 56,529  
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(650) 813-5786



Substitute for form 1449/PTO			<b>Complete if Known</b>		
<b>INFORMATION DISCLOSURE STATEMENT BY APPLICANT</b>  (Use as many sheets as necessary)			Application Number	10/682,636	
			Filing Date	October 8, 2003	
			First Named Inventor	Brockton S. DAVIS	
			Art Unit	2141	
			Examiner Name	R. Dharia	
Sheet	1	of	1	Attorney Docket Number	324212003200

U.S. PATENT DOCUMENTS					
Examiner Initials <sup>1</sup>	Cite No. <sup>2</sup>	Document Number Number-Kind Code <sup>3</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
J.P.J.	1.	US-2002/0085741-A1	05-30-2002	Baum	
	2.	US-2002/0087546-A1	07-04-2002	Slater et al.	
	3.	US-2002/0087622-A1	07-04-2002	Anderson	
	4.	US-2002/0156921-A1	10-24-2002	Dutta et al.	
	5.	US-2003/0045331-A1	03-06-2003	Monteboni	
	6.	US-2003/0051207-A1	03-13-2003	Kobayashi et al.	
	7.	US-2003/0134625-A1	07-17-2003	Choi	
	8.	US-2003/0179406-A1	09-25-2003	Seto	
	9.	US-2004/0073713-A1	04-15-2004	Pentikainen et al.	
	10.	US-2004/0155908-A1	08-12-2004	Wagner	
	11.	US-2005/0054377-A1	03-10-2005	Yeh	
	12.	US-2005/0102381-A1	05-12-2005	Jiang et al.	
	13.	US-2005/0102635-A1	05-12-2005	Jiang et al.	
	14.	US-2005/0102638-A1	05-12-2005	Jiang et al.	
	15.	US-5,481,710-A	01-02-1996	Keane et al.	
	16.	US-5,758,088-A	05-26-1998	Bezaire et al.	
	17.	US-5,813,017-A	09-22-1998	Morris	
	18.	US-6,021,433-A	02-01-2000	Payne et al.	
	19.	US-6,167,426-A	12-26-2000	Payne et al.	
	20.	US-6,453,361-B1	09-17-2002	Morris	
	21.	US-6,560,618-B1	05-06-2003	Ims	
	22.	US-6,657,702-B1	12-02-2003	Chui et al.	
	23.	US-6,735,614-B1	05-11-2004	Payne et al.	
J.P.J.	24.	US-6,832,084-B1	12-14-2004	Deo et al.	

FOREIGN PATENT DOCUMENTS					
Examiner Initials <sup>1</sup>	Cite No. <sup>2</sup>	Foreign Patent Document Country Code <sup>3</sup> -Number <sup>4</sup> -Kind Code <sup>5</sup> (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
J.P.J.	25.	WO-2005/048073-A2	05-26-2005	Yahoo!, Inc.	
J.P.J.	26.	WO-2005/048077-A2,A3	05-26-2005	Yahoo!, Inc.	

\*EXAMINER: Initial if information considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). <sup>2</sup> See Kinds Codes of USPTO Patent Documents at [www.uspto.gov](http://www.uspto.gov) or MPEP 901.04. <sup>3</sup> Enter Office that issued the document, by the two-letter code (WIPO Standard ST.3). <sup>4</sup> For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. <sup>5</sup> Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST. 16 if possible. \*Applicant is to place a check mark here if English language Translation is attached.

NON PATENT LITERATURE DOCUMENTS					
Examiner Initials <sup>1</sup>	Cite No. <sup>2</sup>	Include name of the author (in CAPITAL LETTERS), title of the article (when appropriate), title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published			T <sup>3</sup>
J.P.J.	27.	Abernethy, M. (January 1, 2003). "Mobile Device Optimization," located at < <a href="http://www-128.ibm.com/developerworks/library/wi-devo/?ca=dnt-41">http://www-128.ibm.com/developerworks/library/wi-devo/?ca=dnt-41</a> >, last viewed November 13, 2006, 8 pages.			

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609. Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. <sup>1</sup> Applicant's unique citation designation number (optional). \*Applicant is to place a check mark here if English language Translation is attached.

Examiner Signature	/Jeong Park/	Date Considered	03/03/2009
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